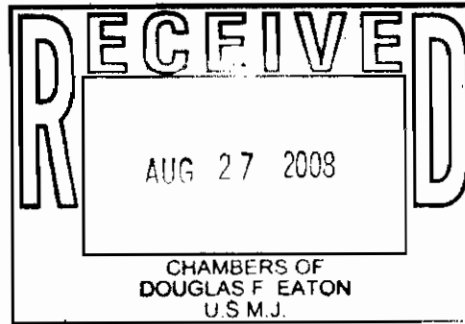


Writer's Direct Dial: (718) 558-7760
Email: spconst@lirr.org

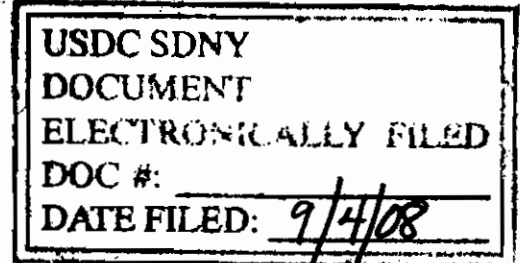


MEMO ENDORSED

August 26, 2008

By ECF:

Hon. Douglas F. Eaton
United States Magistrate Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007



Re: Yajid v. Long Island Rail Road Company
07-CV-7079 (DFE)
This is an ECF case

Dear Judge Eaton:

We are writing with plaintiff's counsel permission to respectfully request a 30 day extension for filing of the Joint Pre-Trial order which is currently due on August 29, 2008. The Court previously granted the parties' joint request for an extension of the initial discovery schedule.

My wife recently gave birth and I will be out of the office through the Labor Day holiday. I have a trial one week after my return to the office and respectfully request an additional 30 days to complete the Joint Pre-Trial Order.

The parties thank the Court for its consideration of this request.

9/4/08 - Plaintiff must serve his sections of the Joint Pre-Trial Order by 9/15/08. Defendants must serve Sean P. Constable its sections by 9/22/08. The parties must file the Joint Pre-Trial Order by 9/29/08, along with three proposed Tuesdays when the parties would be prepared to commence jury selection and proceed directly to testimony.

Respectfully submitted,

Sean P. Constable
General Attorney

cc: Frederic M. Gold, Esq.

MEMO ENDORSED

Douglas F. Eaton